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4-16-02
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1714

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John Friel et al.

Filed: February 16, 2001

Group Art Unit: 1714

Serial No: 09/785,152

Examiner: A.K. Sanders

For: PREPAINTS AND METHOD OF PREPARING PAINTS FROM PREPAINTS

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In order to comply with 37 CFR 1.97 and 1.98, attached hereto is a copy of Form PTO-1449 and copies of the documents listed thereon.

Applicants respectfully request the Examiner's consideration of the cited reference and entry into the record of this application and that it be cited of record in the prosecution history of the present application by initialing Form PTO-1449 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104 and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

The present Information Disclosure Statement is being submitted after a First Action, but prior to a Notice of Allowance or Final Rejection. Pursuant to 37 C.F.R. 1.97(e), it is certified that the sole purpose of the present Information Disclosure Statement is to disclose the correct publication date of the Italian Patent application which was previously submitted in an Information Disclosure Statement submitted prior to the receipt of an Office Action in this application. Accordingly, no additional fee is

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required for consideration of these documents. However, in the event that additional fees are due for consideration of these documents, the Commissioner is hereby authorized to charge such fee to deposit Account No. 50-0521.

Respectfully submitted,

Date:

April 15, 2002

Margaret B. Kelley

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